

ENFORCEMENT REPORT TO THE COMMISSION FOR JUNE 1995

August 30, 1995

DOCKET NO. 95-1185-RPT

PROGRAMS	FORMAL ACTIONS INITIATED BY EDR/PETITION, DRAFT ORDER FOR EXPEDITED CASES, OR NOTICE LETTER OF FORMAL ADMIN. PENALTY ACTION		AGREED ORDERS ADOPTED BY THE COMMISSION (MULTI-MEDIA CASES ARE REPORTED BY THE LEAD DIVISION)		FISCAL YEAR 1995 YEAR-TO-DATE TOTAL ADMINISTRATIVE PENALTIES ASSESSED, DEFERRED, TOTAL PENALTY DUE GENERAL REVENUE OR DEDICATED FUNDS, AND DOLLAR AMOUNT WHICH WILL BE SPENT ON SUPPLEMENTAL ENVIRONMENTAL PROJECTS (SEPs) IN ORDERS ISSUED BY THE TNRCC (MULTI-MEDIA CASES ARE REPORTED BY THE LEAD DIVISION)			
	Month	FY	Month	FY	ASSESSED	DEFERRED	TOTAL PENALTY DUE GENERAL REVENUE OR DEDICATED FUNDS ¹	SEPs
AGRICULTURE	1	8	1	8	\$52,826.00	\$18,500.00	\$34,036.00	\$0.00
AIR	6	114	25	240	\$2,105,230.00	\$30,720.00	\$1,951,630.00	\$122,880.00
INDUSTRIAL AND HAZARDOUS WASTE	5	41	3	49	\$2,991,053.00	\$1,956,179.00	\$1,034,874.00	\$402,000.00
MUNICIPAL SOLID WASTE	4	22	1	17	\$338,624.00	\$177,380.00	\$156,644.00	\$39,200.00
OCCUPATIONAL CERTIFICATION	0	32	4	68	\$47,000.00	\$4,500.00	\$42,500.00	\$0.00
PETROLEUM STORAGE TANKS	27	85	9	124	\$255,890.73	\$4,100.00	\$251,790.73	\$0.00
WATERSHED MANAGEMENT	5	89	4	108	\$539,989.00	\$161,129.00	\$378,860.00	\$12,000.00
WATER UTILITIES	19	59	1	24	\$24,320.00	\$0.00	\$24,320.00	\$0.00
TOTALS	67	450	48	638	\$6,354,932.73	\$2,352,508.00	\$3,874,654.73	\$576,080.00

¹ All penalties collected are paid into the State's General Revenue Fund with the exception of water well driller orders which are paid into the Water Well Driller's Fund.

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PROGRAMS	NOTICES OF VIOLATION (NOVS) ISSUED BY CENTRAL OFFICE		NOVS ISSUED BY FIELD OPERATIONS		CASES RESOLVED INFORMALLY - COMPLIANCE ACHIEVED THRU CENTRAL OFFICE ACTION WITHOUT ISSUANCE OF AN AGENCY ORDER		CASES BEING DEVELOPED IN ENFORCEMENT PROGRAMS ²	CASES BEING TRACKED FOR COMPLIANCE ³
	Month	FY	Month	FY	Month	FY	Total	Total
AGRICULTURE	70	344	1	11	0	1	5	23
AIR	N/A ⁴	N/A	254	1797	9	45	317	1038
INDUSTRIAL AND HAZARDOUS WASTE	10	84	27	220	6	53	452	345
MUNICIPAL SOLID WASTE	11	63	85	629	2	25	27	152
OCCUPATIONAL CERTIFICATION	9	73	N/A	N/A	0	21	12	6
PETROLEUM STORAGE TANKS	32	271	53	683	5	40	339	119
WATERSHED MANAGEMENT	8	62	67	621	21	140	248	263

² Cases which the enforcement programs in Central Office are working on in which agency action has not been filed yet. Agency action includes, orders issued, NOVs for those cases in which a formal action is not being pursued, corrective action directives, bilateral compliance agreements, or any other action which directs a facility to take action to achieve compliance within a specified period of time.

³ Includes all cases which the enforcement programs are tracking for compliance once an agency action (as defined in footnote 2) is finalized.

⁴ N/A = Not Applicable.

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WATER UTILITIES	482	4211	285	1859	22	98	297	168
TOTALS	622	5108	772	5820	65	423	1697	2114

PROGRAMS	PENDING FORMAL ENFORCEMENT ACTIONS FOR ADMINISTRATIVE ORDERS TO BE ISSUED BY THE TNRCC		CASES PENDING AT THE OFFICE OF THE ATTORNEY GENERAL ⁵	ATTORNEY GENERAL CASES RESULTING IN JUDGMENTS ⁶		CASES REFERRED FROM THE REGIONAL OFFICES OR CENTRAL OFFICE FOR ENFORCEMENT ACTION BY CENTRAL OFFICE STAFF	
	Total	Backlog	Total	Month	FY	Month	FY
AGRICULTURE	5	0	2	0	0	1	7
AIR	317	140	47	0	2	16	170
INDUSTRIAL AND HAZARDOUS WASTE	116	67	70	0	6	18	146
MUNICIPAL SOLID WASTE	43	11	47	1	4	5	57
OCCUPATIONAL CERTIFICATION	15	0	43	0	1	0	0
PETROLEUM STORAGE TANKS	530	134	6	0	0	80	399
WATERSHED MANAGEMENT	72	8	20	0	2	28	192
WATER UTILITIES	125	27	115	1	14	9	351

⁵ AG actions typically take from 6 months to 5 years from the date of referral to final judgment.

⁶ These numbers are obtained from the Attorney General's Office

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TOTALS	1223	387	350	2	29	157	1322
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